

Fill in this information to identify your case:

United States Bankruptcy Court for the:

CENTRAL DISTRICT OF CALIFORNIA

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name EQUITY INDEXED MANAGED FUND, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 37-1653311

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

23046 Avenida de la Carlota
Suite 150
Laguna Hills, CA 92653

Number, Street, City, State & ZIP Code

Orange

County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor **EQUITY INDEXED MANAGED FUND, LLC**
Name

Case number (if known)

7. Describe debtor's business A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing? *Check one:*

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

Debtor **EQUITY INDEXED MANAGED FUND, LLC**
Name

Case number (if known)

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (*Check all that apply.*)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?** _____

Number, Street, City, State & ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds***Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors☒ 1-49☐ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000**15. Estimated Assets**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☒ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion**16. Estimated liabilities**☒ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor

EQUITY INDEXED MANAGED FUND, LLC

Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **May 18, 2017**

MM / DD / YYYY

X /s/ Howard Grobstein

Signature of authorized representative of debtor

Howard Grobstein

Printed name

Title **Chief Restructuring Officer**

18. Signature of attorney

X /s/ Lei Lei Wang Ekvall

Signature of attorney for debtor

Date **May 18, 2017**

MM / DD / YYYY

Lei Lei Wang Ekvall

Printed name

SMILEY WANG-EKVALL, LLP

Firm name

**3200 Park Center Drive, Suite 250
Costa Mesa, CA 92626**

Number, Street, City, State & ZIP Code

Contact phone **(714) 445-1000**

Email address **lekvall@swelawfirm.com**

163047, California

Bar number and State

Fill in this information to identify the case:

Debtor name **EQUITY INDEXED MANAGED FUND, LLC**
United States Bankruptcy Court for the: **CENTRAL DISTRICT OF CALIFORNIA**
Case number (if known): _____

☐ Check if this is an
amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Equity Trust Company Custodian FBO The Ivar Trust 209 S. Stephanie St. B 124 Henderson, NV 89012		Membership Equity Holder				\$381,660.99
Equity Trust Company Custodian FBO Kenneth McFall IRA 8487 E. Frostwood St Anaheim, CA 92808		Membership Equity Holder				\$123,868.44
Equity Trust Company Custodian FBO Laurel J. Enloe IRA 302 E. Cypress Anaheim, CA 92805		Membership Equity Holder				\$86,892.29
Equity Trust Company FBO Robert W. Caprow, IRA 962 Hihimanu Street Kihei, HI 96753		Membership Equity Holder				\$83,217.88
ETC FBO Cannon Gasket Inc. Pension PSP FBO Billy P. Cannon 7784 Edison Ave Fontana, CA 92336		Membership Equity Holder				\$1,044,349.93
ETC FBO Dennis Vaccaro IRA 2409 Camino Oleada San Clemente, CA 92673		Membership Equity Holder				\$95,184.55

Debtor **EQUITY INDEXED MANAGED FUND, LLC**
Name

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				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
ETC FBO Elaine Garland 419 Main Street #33 Huntington Beach, CA 92648		Membership Equity Holder				\$138,769.21
ETC FBO Fields Family Living Trust 28792 Mira Vista Laguna Niguel, CA 92677		Membership Equity Holder				\$108,578.45
ETC FBO Gloria Maxine Eggers Trustee, GME Trust 28832 Drakes Bay Laguna Niguel, CA 92677		Membership Equity Holder				\$141,460.45
ETC FBO Justin and Kristina Davis 22483 Mission Hills Lane Yorba Linda, CA 92887		Membership Equity Holder				\$158,993.87
ETC FBO Kenneth Terpening IRA 8516 Dreyfus Drive Peoria, AZ 85381		Membership Equity Holder				\$229,986.95
ETC FBO Marilou Heckman IRA 33555 Halyard Dr Dana Point, CA 92629		Membership Equity Holder				\$327,336.91
ETC FBO Morefield Family Trust 27521 Manor Hill Road Laguna Niguel, CA 92677		Membership Equity Holder				\$256,760.34
ETC FBO Penny Stewart IRA 14455 Preston Rd., Apt. 128 Dallas, TX 75254		Membership Equity Holder				\$198,709.51
ETC FBO Ritchie Wright IRA 9542 Scotstoun Drive Huntington Beach, CA 92646		Membership Equity Holder				\$160,266.04

Debtor **EQUITY INDEXED MANAGED FUND, LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
ETC FBO Tonya Pinkowski IRA 2124 Colina Del Arco Iris San Clemente, CA 92673		Membership Equity Holder				\$116,717.03
ETC FBO Vaccaro Family Trust 2409 Camino Oleada San Clemente, CA 92673		Membership Equity Holder				\$218,520.45
ETC FBO Val Dodd IRA 2848 Saint Dizier Henderson, NV 89044		Membership Equity Holder				\$159,642.58
ETC FBO William and Carolyn Huntenburg 61 Bolton Street #202 Cambridge, MA 02140		Membership Equity Holder				\$127,360.25
Steve Williams Holding 430 Narcissus Avenue Corona Del Mar, CA 92625		Promissory Note				\$325,000.00

EQUITY INDEXED MANAGED FUND, LLC
23046 Avenida de la Carlota
Suite 150
Laguna Hills, CA 92653

Lei Lei Wang Ekvall
SMILEY WANG-EKVALL, LLP
3200 Park Center Drive, Suite 250
Costa Mesa, CA 92626

Equity Trust Co FBO
Brian Allen, IRA
24 Wooded River Drive
Garden Valley, ID 83622

Equity Trust Company Custodian FBO
The Ivar Trust
209 S. Stephanie St. B 124
Henderson, NV 89012

Equity Trust Company Custodian FBO
Kenneth McFall IRA
8487 E. Frostwood St
Anaheim, CA 92808

Equity Trust Company Custodian FBO
Laurel J. Enloe IRA
302 E. Cypress
Anaheim, CA 92805

Equity Trust Company Custodian FBO
Gloria Maxine Eggers and Paul Donnelly T
28832 Drakes Bay
Laguna Niguel, CA 92677

Equity Trust Company FBO
Joseph M. Gerosa, IRA
22131 Jonesport Lane
Huntington Beach, CA 44145

Equity Trust Company FBO
Yolanda Caprow, IRA
962 Hihimanu Street
Kihei, HI 96753

Equity Trust Company FBO
Robert W. Caprow, IRA
962 Hihimanu Street
Kihei, HI 96753

Equity Trust Company FBO
John E. Tilley, IRA
14 Poddy Hills Road
Laguna Niguel, CA 92677

Equity Trust Company, Custodian FBO:
Richard Fazendin IRA
PO Box 451249
Cleveland, OH 44145

ETC FBO Angie B. Rust IRA
493 South Grand Street
Orange, CA 92866

ETC FBO Cannon Gasket Inc. Pension
PSP FBO Billy P. Cannon
7784 Edison Ave
Fontana, CA 92336

ETC FBO Cindy Fazendin SEPIRA
23692 Calle Hogar
Mission Viejo, CA 92691

ETC FBO Daniel Winkelpleck IRA
6878 Etiwanda Avenue
Etiwanda, CA 91739

ETC FBO Dennis Vaccaro IRA
2409 Camino Oleada
San Clemente, CA 92673

ETC FBO Elaine Garland
419 Main Street #33
Huntington Beach, CA 92648

ETC FBO Ferguson Family Trust
9 Stolen Will Court
Stafford, VA 22554

ETC FBO Fields Family Living Trust
28792 Mira Vista
Laguna Niguel, CA 92677

ETC FBO Gloria Maxine
Eggers Trustee, GME Trust
28832 Drakes Bay
Laguna Niguel, CA 92677

ETC FBO Gloria Maxine Eggers IRA
28832 Drakes Bay
Laguna Niguel, CA 92677

ETC FBO John Mack IRA
1838 Victoria Avenue
Los Angeles, CA 90019

ETC FBO Justin and Kristina Davis
22483 Mission Hills Lane
Yorba Linda, CA 92887

ETC FBO Kenneth Terpening IRA
8516 Dreyfus Drive
Peoria, AZ 85381

ETC FBO Marilou Heckman IRA
33555 Halyard Dr
Dana Point, CA 92629

ETC FBO Michael Wisnev IRA
3208 Bonnie Hill Drive
Los Angeles, CA 90068

ETC FBO Morefield Family Trust
27521 Manor Hill Road
Laguna Niguel, CA 92677

ETC FBO Paul Kirch IRA
35 Malibu
Laguna Niguel, CA 92677

ETC FBO Penny Stewart IRA
14455 Preston Rd., Apt. 128
Dallas, TX 75254

ETC FBO Ritchie Wright IRA
9542 Scotstoun Drive
Huntington Beach, CA 92646

ETC FBO Robert E. Fields IRA
28792 Mira Vista
Laguna Niguel, CA 92677

ETC FBO The Revocable Hanson Inter Vivos
16401 Normandy Lane
Huntington Beach, CA 92647

ETC FBO Thomas & Dori Lewis
33681 Scottys Cove Drive
Dana Point, CA 92629

ETC FBO Thomas Pinkowski
2124 Colina Del Arco Iris
San Clemente, CA 92673

ETC FBO Tonya Pinkowski IRA
2124 Colina Del Arco Iris
San Clemente, CA 92673

ETC FBO Vaccaro Family Trust
2409 Camino Oleada
San Clemente, CA 92673

ETC FBO Val Dodd IRA
2848 Saint Dizier
Henderson, NV 89044

ETC FBO William and Carolyn Huntensburg
61 Bolton Street #202
Cambridge, MA 02140

Linda Lemmon Trust
16282 Hawaii Lane
Huntington Beach, CA 92649

Paul & Linda Lemmon Trust
16282 Hawaii Lane
Huntington Beach, CA 92649

Paul Lemmon Trust
16282 Hawaii Lane
Huntington Beach, CA 92649

Steve Williams Holding
430 Narcissus Avenue
Corona Del Mar, CA 92625

WJA Asset Management, LLC
23046 Avenida de la Carlota
Suite 150
Laguna Hills, CA 92653